

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Simmons et al.

Serial No.: 10/783,981

Filed: February 19, 2004

For: CONTAINERS, SLEEVES AND LIDS
THEREFOR, ASSEMBLIES THEREOF,
AND HOLDING STRUCTURE THEREFOR

Confirmation No.: 4403

Examiner: C. McKinley

Group Art Unit: 3781

Attorney Docket No.: 3141-6218US

**VIA ELECTRONIC FILING
DECEMBER 26, 2007**

**PETITION FOR WITHDRAWAL FROM ISSUE TO FILE A REQUEST FOR
CONTINUED EXAMINATION (RCE) AND AN AMENDMENT**

Mail Stop 313(c)
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

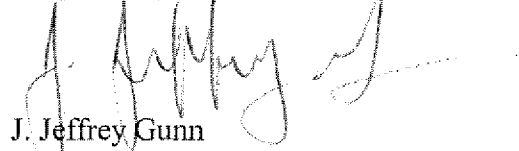
Applicants hereby petition for the withdrawal of this application from issue. The issue fee for this case was paid on November 9, 2007. A copy of the issue fee transmittal is enclosed.

The reason for withdrawal of this application from issue is for filing a Request for Continued Examination (RCE) and entry of an amendment accompanying the RCE, which was previously filed as an amendment under 37 C.F.R. § 1.312(a) with payment of the issue fee, but which was denied entry by the examiner.

Serial No. 10/783,981

The Commissioner is authorized to charge the sum of \$130.00 for the fee associated with this petition to TraskBritt Deposit Account No. 20-1469. Applicant understands that no additional fees are required. However, if the Office determines that any other additional fees are required, the Commissioner is authorized to charge any such fees to TraskBritt Deposit Acct. No. 20-1469.

Respectfully submitted,



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Attorney for Applicants
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Date: December 26, 2007

Enclosures: Copy of Part B – Issue Fee Transmittal (1 page)
Request for Continued Examination (RCE) Transmittal (3 pages)
Amendment Accompanying RCE (21 pages) with Replacement Drawing Sheets
(6 sheets) and Annotated Drawing Sheets Showing Changes (6 sheets)

JJG/dn:slm
Document in ProLaw

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: **Mail** Mail Stop ISSUE FEE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 or **Fax** (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

24247 7590 08/17/2007

TRASK BRITT
 P.O. BOX 2550
 SALT LAKE CITY, UT 84110

VIA ELECTRONIC FILING
November 9, 2007

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/783,981	02/19/2004	Michael J. Simmons	3141-6218US	4403

TITLE OF INVENTION: CONTAINERS, SLEEVES AND LIDS THEREFOR, ASSEMBLIES THEREOF, AND HOLDING STRUCTURE THEREFOR

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$700	\$300	\$0	\$1000	11/19/2007

EXAMINER	ART UNIT	CLASS-SUBCLASS
MCKINLEY, CHRISTOPHER BRIAN	3781	220-763000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).
☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47, Rev 03-02 or more recent) attached. **Use of a Customer Number is required.**

2. For printing on the patent front page, list
 (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
 (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.
 1. TraskBritt
 2. _____
 3. _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☒ Issue Fee
☒ Publication Fee (No small entity discount permitted)
☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
☐ Payment by credit card. Form PTO-2038 is attached.
☒ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number 20-1469 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

J. Jeffrey Gunn

Date November 9, 2007

Typed or printed name

J. Jeffrey Gunn

Registration No. 56,957

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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